

R590. Insurance Administration. (Effective 1-10-02)**R590-211. Underinsured Motorist Insurer Notification.****R590-211-1. Authority.**

This rule is promulgated pursuant to the general rulemaking authority vested in the commissioner by Subsection 31A-2-201(3). The authority to set minimum standards by rule for the manner in which notification shall be given between the claimant or a claimants representative and underinsured motorist insurers is provided in Subsection 31A-22-305(12)(a).

R590-211-2. Purpose.

The purpose of this rule is to provide the manner in which a claimant, or a claimant's representative, shall give notification once liability policy limits have been tendered.

R590-211-3. Scope.

This rule applies to property and casualty insurers transacting business in Utah.

R590-211-4. Rule.

Notification by a claimant or a claimants representative shall include particulars for proper identification not limited to the following:

- (a) name and address of the insured;
- (b) policy number;
- (c) date of loss;
- (d) date of the payment; and
- (e) amount of the payment.

Notification shall be sent or delivered to the underinsured carrier by certified mail, return receipt requested, or by facsimile, or by other electronic means which provides verification of delivery to addressee.

R590-211-5. Severability.

If any provision or clause of this rule or its application to any person or situation is held invalid, such invalidity shall not affect any other provision or application of this rule which can be given effect without the invalid provision or application, and to this end the provisions of this rule are declared to be severable.

R590-211-6. Enforcement Date.

The commissioner will begin enforcing the provisions of this rule 45 days from the rule's effective date.

KEY: insurance

2002

31A-2-201

31A-22-305

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